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1 Susan M. Freeman (AZ Bar No. 4199) *pro hac vice*
 2 Rob Charles (NV Bar No. 6593)

3 Anne M. Loraditch (NV Bar No. 8164)

LEWIS AND ROCA LLP

3993 Howard Hughes Parkway, Suite 600

Last Vegas, Nevada 89169

Telephone (702) 949-8200

Facsimile (702) 949-8398

Email: sfreeman@lralw.com

rcharles@lrlaw.com

aloraditch@lrlaw.com

Attorneys for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In Re:

USA COMMERCIAL MORTGAGE
COMPANY,

USA CAPITAL REALTY ADVISORS, LLC,
USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC, USA CAPITAL FIRST TRUST
DEED FUND, LLC, USA SECURITIES, LLC,
Debtors.

Affects:

☐ All Debtors

☒ USA Commercial Mortgage Company

☐ USA Capital Realty Advisors, LLC

☐ USA Capital Diversified Trust Deed Fund,
LLC

☐ USA Capital First Trust Deed Fund, LLC

☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR

Case No. BK-S-06-10726-LBR

Case No. BK-S-06-10727-LBR

Case No. BK-S-06-10728-LBR

Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under

Case No. BK-S-06-10725 LBR

**STIPULATION TO EXTEND
DEADLINE TO FILE COMPLAINT
TO AVOID AND RECOVER PRE-
PETITION TRANSFERS PURSUANT
TO 11 U.S.C. §§ 547, 548 AND 550**

USACM Liquidating Trust (the "Trust"), and Beadle McBride Evans & Reeves
("Beadle McBride," together with the Trust, the "Parties"), by and through their
undersigned counsel, hereby stipulate to extend the deadline for the Trust to file a

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1 complaint to avoid and recover pre-petition transfers pursuant to 11 U.S.C. §§ 547, 548,
2 and 550 (the “Stipulation”) against Beadle McBride. In support of this Stipulation, the
3 Parties state as follows:

4 1. The Trust asserts that it has claims against Beadle McBride for the
5 avoidance and recovery of preferential and/or fraudulent pre-petition transfers (the
6 “Transfers”) received from USA Commercial Mortgage (“USACM”) by Beadle McBride
7 during the 90-day period preceding the filing of USACM’s chapter 11 bankruptcy case on
8 April 13, 2006 (the “Petition Date”).

9 2. On February 12, 2008, in pursuit of its avoidance claims, the Trust made
10 demand upon Beadle McBride for the return of the Transfers. Counsel for Beadle
11 McBride responded to the Trust’s demand with a general denial of the Trust’s
12 characterization of the Transfers.

13 3. The Trust has requested additional information from Beadle McBride
14 regarding the Transfers and the services Beadle McBride provided to USACM pre-
15 petition. The current deadline for the Trust to file a complaint to avoid and recover the
16 Transfers, pursuant to 11 U.S.C. §§ 547, 548, and 550 (the “Complaint”), is April 12,
17 2008.

18 4. In order for Beadle McBride to provide the Trust with the requested
19 information and so that the Trust should have sufficient time to analyze the information
20 provided by Beadle McBride, the Parties have agreed that an extension of the deadline for
21 filing a Complaint is warranted.

22 5. The Parties submit that an extension to Friday, May 30, 2008, of the
23 deadline for filing a Complaint is reasonable and will effectively conserve the Court’s
24 valuable resources and serve the efficiencies of this matter by facilitating the exploration
25 of a resolution of the Trust’s avoidance claims against Beadle McBride.

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WHEREFORE, the Parties request that the Court enter an order approving this Stipulation and extending the deadline, to and including Friday, May 30, 2008, for the Trust to file a Complaint against Beadle McBride.

Respectfully submitted:

LEWIS AND ROCA LLP

HOWARD & HOWARD

By /s/ Susan Freeman
Susan Freeman, Esq., *pro hac vice*
Arizona Bar No. 4199
Rob Charles, Esq.
Nevada Bar No. 6593
Anne M. Loraditch, Esq.
Nevada Bar No. 8164
3993 Howard Hughes Pkwy, Suite 600
Las Vegas, Nevada 89169
Telephone: (702) 949-8200
Attorneys for USACM Trust

By /s/ Thomas W. Davis
Thomas W. Davis, Esq.
Nevada Bar No. 2531
3800 Howard Hughes Pkwy, Suite 1400
Las Vegas, Nevada 89169
Telephone: (702) 257-1483
*Attorneys for Beadle McBride Evans
& Reeves*

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